

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

UNITED STEELWORKERS OF AMERICA, )  
AFL-CIO/CLC, )  
                                       )  
Plaintiff,                         ) Civil Action No. 04-12489 WGY  
                                       )  
v.                                     )  
                                       )  
Pliant Corporation,                 )  
                                       )  
Defendant.                         )  
                                       )  
\_\_\_\_\_

**JOINT STATEMENT PURSUANT TO LOCAL RULE 16.1(D)**

Counsel for the parties to the above-captioned matters conferred on May 10, 2005, and now file this joint statement pursuant to Local Rule 16.1(D) and the Court's order dated April 27, 2005.

**I. Proposed Pretrial Schedule:**

A. Discovery

The Parties have agreed to exchange initial disclosures pursuant to F.R.C.P. 26(a)(1)(A)-(D) and Local Rule 26.1(B) by June 1, 2005.

Discovery shall close September 1, 2005.

B. Motions

The parties propose that any dispositive motions shall be filed no later than October 15, 2005.

C. Final pretrial conference and trial dates are to be scheduled by the Court.

**II. Trial By Magistrate Judge**

The parties do not consent to trial by a Magistrate Judge.

**III. Certifications**

The parties' certifications pursuant to Local Rule 16.1(D)(3) are being filed separately by the respective parties.

**IV. Settlement Proposal**

The Plaintiff has made a written settlement demand of \$129,208.00, which was provided to the Defendant by the Plaintiff in accordance with Local Rule 16.1(C). The Defendant will timely respond to the Plaintiff's demand pursuant to Local Rule 16.1(C).

Respectfully submitted,

United Steelworkers of America, AFL-CIO/CLC,

By their attorneys,

s/ Nicole Horberg Decter  
\_\_\_\_\_  
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Pliant Corporation

By its attorneys,

/s/ Richard L. Marcus

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Respectfully Submitted,

/s/ Susan G. Fentin

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Date: May 10, 2005